

REMARKS

The Office Action dated June 15, 2006 has required restriction between Group I, namely Claims 1-6, Group II, namely Claims 7-11, Group III, namely Claim 12, Group IV, namely Claim 13, Group V, namely Claim 14, Group VI, namely Claim 15, Group VII, namely Claims 16 and 17, Group VIII, namely Claims 18 and 19 and Group IX, namely Claims 20 and 21. Applicant hereby provisionally elects with traverse to prosecute the claims of Group I (Claims 1-6) and expressly reserves the right to file divisional applications or take such other appropriate measures deemed necessary to protect the inventions in the remaining claims. Additionally, it is noted that new Claim 22 has been added which depends from Claim 3 and is therefore also elected and should be substantively considered during subsequent prosecution.


Relative to the restriction requirement, it is also noted that the claims of Groups III and V are directed to a method of nuclear transfer and a method of producing an animal, respectively, in accordance with the method of independent Claim 1. As such, it is submitted that the claims of at least Groups I, III and V should be considered during prosecution of the present application and, at least to this extent, the restriction requirement is traversed.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

Appl No.: 10/690,049
Amdt. dated 07/17/2006
Reply to Restriction Requirement of 06/15/2006

It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Respectfully submitted,



Guy R. Gosnell
Registration No. 34,610

CUSTOMER NO. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111

ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT & TRADEMARK OFFICE ON July 17, 2006.